

PATENT COOPERATION TREATY

From the
INTERNATIONAL SEARCHING AUTHORITY

To:
DAWN C. HAYES
KATTEN MUNCHIN ZAVIS ROSENMAN
1025 THOMAS JEFFERSON STREET, NW
EAST LOBBY, SUITE 700
WASHINGTON, DC 20007-5201

PCT

WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY

(PCT Rule 43bis.1)

Date of mailing (day/month/year) 17 JUL 2008	
FOR FURTHER ACTION See paragraph 2 below	
Applicant's or agent's file reference 214869.00006	
International application No. PCT/US05/00885	International filing date (day/month/year) 12 January 2005 (12.01.2005)
Priority date (day/month/year) 12 January 2004 (12.01.2004)	
International Patent Classification (IPC) or both national classification and IPC IPC: G09F 7/02(2006.01) USPC: 40/611.01,594,595,630,618,575	
Applicant ALFREDO CON	

1. This opinion contains indications relating to the following items:

- | | | |
|-------------------------------------|--------------|--|
| <input checked="" type="checkbox"/> | Box No. I | Basis of the opinion |
| <input type="checkbox"/> | Box No. II | Priority |
| <input type="checkbox"/> | Box No. III | Non-establishment of opinion with regard to novelty, inventive step and industrial applicability |
| <input type="checkbox"/> | Box No. IV | Lack of unity of invention |
| <input checked="" type="checkbox"/> | Box No. V | Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement |
| <input type="checkbox"/> | Box No. VI | Certain documents cited |
| <input type="checkbox"/> | Box No. VII | Certain defects in the international application |
| <input type="checkbox"/> | Box No. VIII | Certain observations on the international application |

2. FURTHER ACTION

If a demand for international preliminary examination is made, this opinion will be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA") except that this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of 3 months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

Name and mailing address of the ISA/ US Mail Stop PCT, Attn: ISA/US Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 Facsimile No. (571) 273-3201	Date of completion of this opinion 19 June 2008 (19.06.2008)	Authorized officer Cassandra Davis Telephone No. 703-308-2168
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Form PCT/ISA/237 (cover sheet) (April 2007)

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

International application No.

PCT/US05/00885

Box No. I Basis of this opinion

1. With regard to the language, this opinion has been established on the basis of:

- ☒ the international application in the language in which it was filed
☐ a translation of the international application into _____, which is the language of a translation furnished for the purposes of international search (Rules 12.3(a) and 23.1(b)).

2. ☐ This opinion has been established taking into account the rectification of an obvious mistake authorized by or notified to this Authority under Rule 91 (Rule 43bis.1(a))

3. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, this opinion has been established on the basis of:

a. type of material

- ☐ a sequence listing
☐ table(s) related to the sequence listing

b. format of material

- ☐ on paper
☐ in electronic form

c. time of filing/furnishing

- ☐ contained in the international application as filed.
☐ filed together with the international application in electronic form.
☐ furnished subsequently to this Authority for the purposes of search.

4. ☐ In addition, in the case that more than one version or copy of a sequence listing and/or table(s) relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.

5. Additional comments:

WRITTEN OPINION OF THE
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International application No.
PCT/US05/00885

Box No. V Reasoned statement under Rule 43 bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Claims <u>13-18, 20</u>	YES
	Claims <u>1-12, 19</u>	NO
Inventive step (IS)	Claims <u>NONE</u>	YES
	Claims <u>1-20</u>	NO
Industrial applicability (IA)	Claims <u>1-20</u>	YES
	Claims <u>NONE</u>	NO

2. Citations and explanations:

Claims 1-5, 12 and 19 lack novelty under PCT Article 33(2) as being anticipated by McGarrah, US 6,023,870.

With respect to claims 1, 12, and 19, McGarrah teaches a vending machine 10 having a front display panel and a plurality of statically adhered sheets 12, 72, 73, and 74 removably attached to the display panel.

With respect to claims 2-3 and 9-10, the statically adhered sheets 12, 72-74 can be decorative or functional.

With respect to claim 4, the sheets are attached to a vending machine.

With respect to claims 5 and 10, the sections are statically adhered to the surface of display panel.

Claims 1-3 and 5-12 lack novelty under PCT Article 33(2) as being anticipated by Ages, US 3,513,580.

With respect to claims 1 and 12, Ages teaches a laminated display form for attachment to a watch comprising a sheet 10 having a plurality of separable section 12, wherein each section is removably attached by adhesive to the surface of a watch. The sheet 10 has along the bottom instructional or installation guide for attaching the section to the watch.

With respect to claims 2-3 and 9-10, the sections 12 can be decorative or functional.

With respect to claims 5 and 10, the sections are adhered to the surface of the watch.

With respect to claims 6-8 and 11, Ages teaches an installation guide in the form of written instruction on the bottom of the form 12.

With respect to claim 12, since the vending machine is not positively claimed, display form taught by Ages meets the claimed limitations.

Claims 13-18 and 20 lack an inventive step under PCT Article 33(3) as being obvious over McGarrah, US 6,023,870 in view of Ages, US 3,513,580.

McGarrah teaches a vending machine 10 having a front display panel and a plurality of statically adhered sheets 12, 72, 73, and 74 removably attached to the display panel. McGarrah does not teach installation guide or instructional indicial.

Ages teaches a laminated display form for attachment to a watch comprising a sheet 10 having a plurality of separable section 12, wherein each section is removably attached by adhesive to the surface of a watch. The sheet 10 has along the bottom instructional or installation guide for attaching the section to the watch.

It would have been obvious to one having ordinary skill in the art at the time this invention was made to construct the statically adhered sheets taught by McGarrah with instructional indicia or installation guide as taught by Ages to provide a means to instruct a user how the sheets are to be attached to a support surface such as the display surface.

With respect to claims 14-15, the statically adhered sheets 12, 72-74 taught by McGarrah can be decorative or functional.

With respect to claim 16, McGarrah teaches a vending machine.

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